IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.M.JOSEPH

MONDAY, THE 18TH DECEMBER 2006 / 27TH AGRAHAYANA 1928

WP(C).No. 33459 of 2006(G)

PETITIONER:

1. **RAMAKUMAR.K.G., WORKING AS LD CLERK, DR.PADIAR MEMORIAL HOMOEOPATHIC MEDICAL COLLEGE, CHOTTANIKKARA.**
2. **SHEEBA.M.S., WORKING AS LD CLERK, DR.PADIAR MEMORIAL HOMOEOPATHIC MEDICAL COLLEGE, CHOTTANIKKARA.**
3. **NAVEENA PRABHU.S., WORKING AS LD TYPIST, DR.PADIAR MEMORIAL HOMOEOPATHIC MEDICAL COLLEGE, CHOTTANIKKARA.**
4. **RAJESH.G.KAMATH, WORKING AS ATTENDER, DR.PADIAR MEMORIAL HOMOEOPATHIC MEDICAL COLLEGE, CHOTTANIKKARA.**
5. **PRADEESH.D.SHENOI, WORKING AS ATTENDER, DR.PADIAR MEMORIAL HOMOEOPATHIC MEDICAL COLLEGE, CHOTTANIKKARA.**
6. **RAJESH.R., WORKING AS ATTENDER, DR.PADIAR MEMORIAL HOMOEOPATHIC MEDICAL COLLEGE, CHOTTANIKKARA.**

BY ADV. SRI.K.R.RAJKUMAR
SRI.JAGADEESH LAKSHMAN

RESPONDENTS:

1. **STATE OF KERALA, REPRESENTED BY THE SECRETARY TO GOVERNMENT, HEALTH AND FAMILY WELFARE (J) DEPARTMENT, THIRUVANANTHAPURAM.**

2. THE PRINCIPAL & CONTROLLING OFFICER,
GOVERNMENT HOMOEOPATHIC MEDICAL COLLEGE,
THIRUVANANTHAPURAM.

3. THE SECRETARY,
BOARD OF TRUSTEES, DR.PADIAR MEMORIAL
HOMOEOPATHIC MEDICAL COLLEGE, CHOTTANIKKARA.

4. THE PRINCIPAL,
DR.PADIAR MEMORIAL HOMOEOPATHIC MEDICAL
COLLEGE, CHOTTANIKKARA.

BY GOVT.PLEADER SRI.A.J.VARGHESE

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 18/12/2006, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K.M.JOSEPH, J.

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WP.(C) No.33459 OF 2006

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Dated this the 18th day of December, 2006

JUDGMENT

Case of the petitioners is as follows:

They are non-teaching staff of Dr.Padiar Memorial Homoeopathic Medical College. Direct payment scheme was introduced by Ext.P2. It is their case that they are qualified and entitled to be promoted during 2000 itself. Ext.P3 order is issued approving fixation of the staff strength with effect from 1.1.2000 sanctioning 11 clerks and 19 attenders. According to them they ought to have been given promotion with effect from 2000. and consequential benefits. First petitioner has already filed Ext.P4 before the second and fourth respondents. No representation filed by the other petitioners is produced.

2. Heard learned Government Pleader also. The writ petition is disposed of as follows:

There will be a direction to the second respondent to consider and take a decision on Ext.P4 in accordance with law within a period of six weeks from the date of receipt of a copy of this judgment. Likewise, if

petitioners 2 to 6 prefer representations before the second respondent within a period of two weeks from today, a decision on the same will be taken by the second respondent in accordance with law within a period of six weeks from the date of receipt of the representations. I leave open the contentions of the petitioners.

(K.M. JOSEPH, JUDGE)

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K.M.JOSEPH, JJ.

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W.A. No. OF

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JUDGMENT

Dated this the day of February, 2006.